

#### **IC 6-1.1-8.5**

##### **Chapter 8.5. Assessment of Industrial Facilities**

#### **IC 6-1.1-8.5-1**

##### **"Industrial company" defined**

Sec. 1. As used in this chapter, "industrial company" means an owner or user of industrial property.

*As added by P.L.151-2001, SEC.3.*

#### **IC 6-1.1-8.5-2**

##### **"Industrial facility" defined**

Sec. 2. As used in this chapter, "industrial facility" means a company's real property that:

- (1) has been classified as industrial property under the rules of the department of local government finance; and
- (2) has a true tax value, as estimated by the department, of at least twenty-five million dollars (\$25,000,000) in a qualifying county.

The term includes real property that is used under an agreement under which the user exercises the beneficial rights of ownership for the majority of a year. The term does not include real property assessed under IC 6-1.1-8.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.89.*

#### **IC 6-1.1-8.5-3**

##### **"Qualifying county" defined**

Sec. 3. As used in this chapter, "qualifying county" means a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000).

*As added by P.L.151-2001, SEC.3.*

#### **IC 6-1.1-8.5-4 Repealed**

*(Repealed by P.L.90-2002, SEC.528.)*

#### **IC 6-1.1-8.5-5**

##### **Facility to be assessed in prescribed manner**

Sec. 5. An industrial facility located in a qualifying county shall be assessed in the manner prescribed in this chapter.

*As added by P.L.151-2001, SEC.3.*

#### **IC 6-1.1-8.5-6**

##### **List of facilities in qualifying county**

Sec. 6. Before:

- (1) January 1, 2004; and
- (2) January 1 of each year that a general reassessment commences under IC 6-1.1-4-4;

the county assessor of each qualifying county shall provide the department of local government finance a list of each industrial facility located in the qualifying county.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.90.*

#### **IC 6-1.1-8.5-7**

##### **Notice of newly constructed facilities**

Sec. 7. (a) The township assessor of each township in a qualifying county shall notify the department of local government finance of a newly constructed industrial facility that is located in the township served by the township assessor.

(b) Each building commissioner in a qualifying county shall notify the department of local government finance of a newly constructed industrial facility that is located in the jurisdiction served by the building commissioner.

(c) The department of local government finance shall schedule an assessment under this chapter of a newly constructed industrial facility within six (6) months after receiving notice of the construction from the appropriate township assessor or building commissioner.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.91.*

#### **IC 6-1.1-8.5-8**

##### **Reassessment**

Sec. 8. For purposes of the general reassessment under IC 6-1.1-4-4 or a new assessment, the department of local government finance shall assess each industrial facility in a qualifying county.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.92.*

#### **IC 6-1.1-8.5-9**

##### **Support of department's assessor**

Sec. 9. The county assessor of the qualifying county in which an industrial facility is located shall provide support to the assessor of the department of local government finance during the course of the assessment of the industrial facility.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.93.*

#### **IC 6-1.1-8.5-10**

##### **Certification of true tax values**

Sec. 10. (a) When the department of local government finance determines its final assessments of an industrial facility under this chapter, the department shall certify the true tax values to the county assessor and the county auditor of the qualifying county in which the property is located. In addition, if an industrial company has appealed the department of local government finance's final assessment of the industrial facility, the department of local government finance shall notify the county auditor of the appeal.

(b) The county assessor of a qualifying county shall review the

certification of the department of local government finance to determine if any of an industrial company's property has been omitted and notify the department of additions the county assessor finds are necessary. The department of local government finance shall consider the county assessor's findings and make any additions to the certification the department of local government finance finds are necessary. The county auditor shall enter for taxation the assessed valuation of an industrial facility that is certified by the department of local government finance.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.94.*

#### **IC 6-1.1-8.5-11**

##### **Appeal of assessment**

Sec. 11. (a) A taxpayer or the county assessor of the qualifying county in which the industrial facility is located may appeal an assessment by the department of local government finance made under this chapter to the Indiana board. An appeal under this section shall be conducted in the same manner as an appeal under IC 6-1.1-15-4 through IC 6-1.1-15-8. An assessment made under this chapter that is not appealed under this section is a final unappealable order of the department of local government finance.

(b) The Indiana board shall hold a hearing on the appeal and issue an order within one (1) year after the date the appeal is filed.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.95.*

#### **IC 6-1.1-8.5-12**

##### **Rules**

Sec. 12. The department of local government finance shall adopt rules to provide just valuations of industrial facilities under this chapter.

*As added by P.L.151-2001, SEC.3. Amended by P.L.90-2002, SEC.96.*

#### **IC 6-1.1-8.5-13**

##### **Conflicts with provisions in other chapters**

Sec. 13. This chapter is designed to provide special rules for the assessment and taxation of industrial facilities in a qualifying county. If a provision of this chapter conflicts with a provision of another chapter of this article, the provision of this chapter controls with respect to the assessment and taxation of an industrial facility.

*As added by P.L.151-2001, SEC.3.*